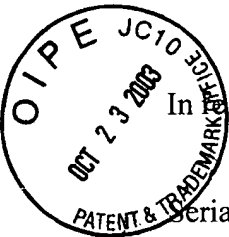


#3 D.J. 11-9-03
IDS w/ Refs

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In Application of: LEARNED, Rachel

Examiner:

Serial Number: 09/923,709

Group Art Unit: 2681

Filed: 08/07/2001

Atty. Dkt. No: D-4544

RECEIVED

OCT 24 2003

Technology Center 2600

For: METHOD FOR OVERUSING FREQUENCIES TO PERMIT SIMULTANEOUS
TRANSMISSION OF SIGNALS FROM TWO OR MORE USERS ON THE
SAME FREQUENCY AND TIME SLOT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner of Patents & Trademarks, U. S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450 on Oct 20 2003

By: Robert K. Tendler
Reg. No.: 24,581
Attorney for Applicant

Dear Assistant Commissioner:

INFORMATION DISCLOSURE STATEMENT

Applicants submit this statement in accordance to the duty of disclosure under 37 C.F.R. §§1.56, 1.97, and 1.98, and requests consideration of this Information Disclosure Statement.

Compliance with 37 C.F.R. §1.97: This Information Disclosure Statement is filed within three (3) months of the filing date of a National Application or before the mailing date of a first office action on the merits. No fee or certification is required.

Information Cited: The Applicants hereby make of record in the above-identified application, the information listed on the attached form PTO/SB/08A. The order of presentation of the references should not be construed as an indication of the importance of the reference. As all the references listed on attached Form PTO/SB/08A are in English, no commentary is required.

Remarks: A copy of each reference which is not a U. S. patent, together with a listing on Form PTO/SB/08A, is submitted herewith. Applicants respectfully request that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;

2. The enclosed form PTO/SB/08A be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application; and

3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicants make no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicants make no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

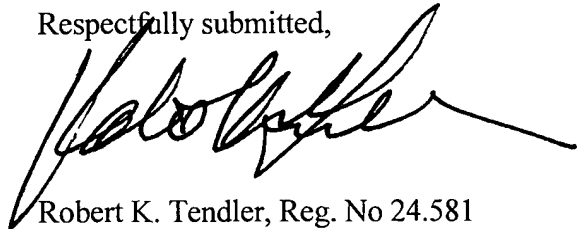
By submitting this Information Disclosure Statement, the Applicants make no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined in 37 C.F.R. §102.

Notwithstanding any statement by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Please enter in the above application and communicate in all related matters with the undersigned. All necessary fees are intended to be included, however the Office is hereby authorized to charge any deficiency or credit any overpayment in the fees to deposit account #190130.

Respectfully submitted,



Robert K. Tendler, Reg. No 24.581

Date Oct 20, 2003

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